

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

-

-

FRIDAY, THE THIRTYIETH DAY OF SEPTEMBER

TWO THOUSAND AND FIVE

P R E S E N T

THE HON'BLE SRI JUSTICE K.C.BHANU

* * *

WP.No.21398 OF 2005

Between:

Palli Ramchander Goud ... Petitioner

Versus

The Commissioner of Excise,

Govt.of Andhra Pradesh,

Hyderabad & Ors. ... Respondents

Counsel for the Petitioner: Mr.SRINIVASA MURTHY

Counsel for the Respondent: GP for Excise

-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-

ORDER :

This writ petition is filed seeking mandamus to declare the action of the respondents in not taking any action against the constructions made in the temple land covered by survey no.1676 admeasuring Acs:1-10 guntas situate at Ramayampet village and

town, Medak district abutting to National Highway No.7 as illegal, arbitrary on the ground that six persons in whose favour the Commissioner of Endowments have regularized their illegal encroachments have sold away the properties in favour of third parties through registered sale deeds through Document Nos.2321/2004, 1312/2005, 1313/2005, 1328/2005 and 1329/2005 and that the other persons, who have encroached the land are in possession of the temple land and making hectic efforts to sell away the land to the third parties to cause loss to the temple and consequently direct the third and fourth respondents to dispose of the representation dated 18-7-2005 and 27-8-2005 respectively seeking to demolish and stop illegal constructions being made in the temple land.

Heard the learned counsel for the petitioner and the learned Government Pleader for Excise.

Appropriate decision has to be taken by the third and fourth respondents in accordance with law on the representation dated 17-9-2005 of the petitioner.

Without entering into the merits of the case, I deem it appropriate to direct the third and fourth respondents to take appropriate swift action on merits and in accordance with law on the representation dated 18-7-2005 and 27-8-2005 respectively submitted by the petitioner within a period of one week from the date of receipt of a copy of this order.

With the above direction, the writ petition is accordingly disposed of at the admission stage. No costs.

SEPTEMBER 30th, 2005. -----

I s L. ***K.C. BHANU*** , J.